

**UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MONTANA**

SYLVIA JURGELEWICZ,
derivatively on behalf of
STILLWATER MINING COMPANY,
and individually on behalf of himself
and all other similarly situated
shareholders of STILLWATER
MINING COMPANY.

Plaintiff,

vs.

FRANCIS R. MCALLISTER, CRAIG
L. FULLER, STEVEN S. LUCAS,
MICHAEL SCHIAVONE, PATRICK
M. JAMES, MICHAEL S. PARRETT,
SHERYL K. PRESSLER, GEORGE
M. BEE, and GARY M. SUGAR,

Defendants,

and

STILLWATER MINING COMPANY,
a Delaware Corporation,

Nominal Defendant.

Civil Action No. 1:13-cv-00047-SEH

**NOTICE OF VOLUNTARY DISMISSAL PURSUANT TO FEDERAL
RULE OF CIVIL PROCEDURE 41(a)(1)**

WHEREAS, on August 6, 2013, the parties stipulated to the dismissal on mootness grounds of all claims pleaded in Plaintiff's April 4, 2013 Complaint ("Complaint"), which stipulation the court so ordered on October 9, 2013;

WHEREAS, on September 5, 2014, Plaintiff filed a Motion for Attorneys' Fees and Reimbursement of Expenses;

WHEREAS, on February 12, 2014, the Court denied Plaintiff's request for attorneys' fees with respect to the derivative claims pleaded in Plaintiff's Complaint (Counts I, II and III), and provisionally granted Plaintiff's request for attorneys' fees with respect to the direct claims pleaded in Plaintiff's Complaint (Counts IV and V, the "Direct Claims"), pending an evidentiary hearing as to the amount;

WHEREAS, pursuant to Fed. R. Civ. P. 41(a)(1)(A), a "plaintiff may dismiss an action without court order by filing: (i) a notice of dismissal before the opposing party serves either an answer or a motion for summary judgment[,]"; and

WHEREAS, no answer or motion for summary judgment has been filed by any of the named Defendants in this action;

PLEASE TAKE NOTICE that Plaintiff Sylvia Jurgelewicz, by and through her undersigned attorneys, hereby serves notice pursuant to Fed. R. Civ. P.

41(a)(1)(A)(i) that she hereby voluntarily dismisses her request for attorneys' fees and reimbursement of expenses as it relates to the Direct Claims.

DATED this 12th day of March, 2014.

/s/ Steven J. Purcell

Attorneys for Plaintiff

Thomas E. Towe
Towe, Ball, Mackey, Sommerfeld
& Turner, PLLP
2525 Sixth Avenue North
P.O. Box 30457
Billings, Montana 59107-0457
Phone: 406-258-7337
Fax: 406-248-2647
Email: towe@tbems.com

Of Counsel

Eduard Korsinsky
Steven J. Purcell
Levi & Korsinsky LLP
30 Broad Street, 24th Floor
New York, New York 10004
Phone: 212-363-7500
Fax: 877-367-6510
Email: ek@zlk.com
spurcell@zlk.com

CERTIFICATE OF SERVICE

I hereby certify that on the 12th day of March, 2014, a copy of the foregoing document was served on the following persons by the following means:

<u>1, 2, 3, 4</u>	CM/ECF
_____	Hand Delivery
_____	Mail
_____	Overnight Delivery Service
_____	Fax
_____	E-Mail

1. Clerk, U.S. District Court
2. Jason R. Ritchie
Michael Manning
Holland & Hart
401 North 31st Street, Ste. 1500
P.O. Box 639
Billings, MT 59103-0639
3. John G. Crist
Crist, Krogh & Nord, LLC
The Securities Building
2708 1st Avenue North, Ste. 300
Billings, MT 59101
4. Samuel B. Issacson
Thomas M. Thompson
DLA Piper LLP
204 North LaSalle Street, Ste. 1900
Chicago, IL 60601

/s/ Steven J. Purcell